

**REMARKS**

Claims 1 - 3, 6, 7, 10, 11, and 13 - 15 remain in this application. Claims 1 - 3, 6, 7, 10, 11, and 13 - 15 are rejected. Claims 4, 5, 8, 9, 12, and 16 were previously withdrawn as being drawn to non-elected inventions, and are cancelled herein. Claims 1 - 3, 6, 7, 10, and 11 amended herein to clarify the invention and to address matters of form unrelated to substantive patentability issues.

In the Office Action, previous claims 1, 10, and 11 were rejected under 35 U.S.C. 112, because the phrase "the mobile communication terminal" as used therein was said to lack proper antecedent basis.

This has been corrected by the amendments to the claims presented herein above.

In the Office Action, previous claims 1 - 3, 6 - 7, 10 - 11, and 13 - 15 were rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent Application Publication No. 2001/0053944 to Marks et al ("Marks et al").

Regarding each of the aforementioned claims, the Examiner has set forth a detailed discussion of how Marks et al is considered by the Examiner to disclose elements and features of that apparatus which identically correspond to the elements and features of the apparatus of the present application, as recited according to the aforementioned previous claims of the present application.

Applicant respectfully disagrees with the Examiner's analysis of the Marks et al apparatus and thje conclusions that each of the afore mentioned previous claims of the present application are anticipated thereby

Applicant submits the following arguments in support of the position that the apparatus of the present application is not anticipated by Marks et al. These remarks are based on the claims in the present application as presented by and after entry of the present Amendment.

The apparatus of the present application, as set forth according to amended claim 1, comprises, in combination, "a game play portion, having at least a game start approval button", "an input portion for inputting personal information from a mobile communication terminal, to enable making a call", and " a control portion, which makes a call to an accounting center and actuates a game credit switch to enable the game play by said game play portion, when said game start approval button is operated on the basis of the input of personal information by said mobile communication terminal", "wherein said accounting center bills corresponding to said call made by operating said game start approval button".

Marks et al does not teach, discloses, or suggest an apparatus having the foregoing combination of structural elements, or equivalents thereto, as the elements of the apparatus of the present application, as recited according to the herein amended claims, and as described above.

Moreover, in addition to Marks et al not teaching, disclosing, or suggesting an apparatus having the identical or equivalent functions to the apparatus of the present application, the elements of Marks et al additionally function in a different manner to the elements of the apparatus of the present application.

According to the apparatus of the present application, as recited according to currently amended claim 1, if the game player inputs his personal information into the input portion from the mobile communication terminal, the control portion makes a call to the accounting center according to an input of the personal information through the mobile communication terminal and operation of a game start approval button. A game credit switch is thereby actuated, which enables game play in the play portion. Accordingly, the player can play the game in the play portion only by operating the mobile communication terminal and the game start approval button. The player is relieved of the inconvenience of having to have a supply of coins on hand to continue multiple plays of the game, and therefore can concentrate on the game and derive full enjoyment from participating in the play of the game. The accounting center can bill the player for the games played according to the call made and the player's operation of the game start approval button.

The apparatus of the present application functions in such a manner that even if the player's personal information is input into the input portion, the call is

not placed to transmit such information unless the game start button is operated. This enables the player to cancel the start of game play even after inputting his personal information data. This also enables the player to freely change from playing one game in an arcade to another, without having to re-enter his personal data. If the player loses interest in a first game, he need only detach the mobile communication terminal from the game machine before operating the game start button again, and move the mobile communication terminal to another, different game machine, and commence play on that machine after operating the game start button, without having to re-enter his personal information data.

If the personal information data is input for purposes of authenticating the identity of the player, the player only has to operate the game start approval button to be able to make the call, start the game play, with accounting for the number of games played occurring simultaneously.

The apparatus of Marks et al, however, is not only structurally different, but, because of such differences, also functions in a different manner than the apparatus of the present application, and is incapable of functioning in the above-described manner of the apparatus of the present application.

For all of the foregoing reasons, the apparatus of the present application, as claimed according to the amended claims presented by this Amendment, is not anticipated by Marks et al and is patentably distinguishable thereover. Therefore,

Applicant respectfully submits that the 35 U.S.C. 102(b) based anticipation rejection of the present application over Marks et al should be withdrawn and that the rejection should not be applied to the amended claims presently in the application after entry of this Amendment.

No additional claims fees are due with the filing of this Amendment.

Applicant respectfully requests a one month extension of time for responding to the Office Action. Please charge the fee of \$110.00 for the extension of time to Deposit Account No. 10-1250.

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In light of the foregoing, the application is now believed to be in proper form for allowance of all claims and notice to that effect is earnestly solicited. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-1250.

Respectfully submitted,  
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